

Item No.26
Ct.No.34
rc.

C.R.M. (M) 982 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kanksa Police Station Case No. 326 of 2021 dated 25.10.2021.

And

In Re : **(1) Sarik Sk. @ Sarik Sekh**
 (2) Saddam Sk @ Ibrahim Sk.
... Petitioners

Mr. Bitasok Banerjee
Ms. Sonali Das ... for the Petitioner

Mr. Abhishek Sinha
Ms. Ankita Paul ... for the State

Heard learned counsels for the parties.

The petitioners claim parity with the co-accused who have been granted bail by this court earlier.

Learned counsel for the State does not oppose the said fact except the fact that the petitioners have criminal antecedents.

In view of the fact that the petitioners are similarly circumstanced with the co-accused who have been granted bail and there has been no further progress in trial after their bail prayer was turned down by this Court earlier, they deserve the same benefit.

Accordingly, prayer for bail is allowed.

The petitioners **(1) Sarik Sk @ Sarik Sekh** and **(2) Saddam Sk @ Ibrahim Sk**, be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten Thousand only) each, with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Durgapur, Paschim Bardhaman subject to condition that he shall not leave the jurisdiction of Kanksa Police Station and shall furnish the address where they shall presently reside before the learned trial Court, Investigating Officer and the Officer in Charge of the concerned police station under whose jurisdiction they shall henceforth reside. They shall appear before the learned trial Court on every date of hearing. They shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioners fail to adhere to any of the conditions mentioned above without justifiable cause, the learned trial Court shall be at liberty to cancel their bail in accordance with law without further reference to this Court.

The application for bail is, thus, disposed of.

Case Diary is returned.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)